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8 UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON
9

10 LORRIANE LEWIS,

11 Plaintiff,

12 v.

13 WHIRLPOOL CORPORATION,

14 Defendant.
15

No.

NOTICE OF REMOVAL

16 **NOTICE OF REMOVAL**
17

18 Pursuant to 28 U.S.C. §§ 1332, 1441, and 1446, Defendant Whirlpool Corporation
19 (“Whirlpool”), expressly reserving all rights otherwise to respond to this lawsuit, hereby
20 removes the above-captioned case, which was filed in the Superior Court in and for King
21 County, Case No. 22-2-08650-5 SEA, to the United States District Court for the Western
22 District of Washington.

23 **PROCEDURAL HISTORY**
24

25 1. On June 8, 2022, Plaintiff Lorraine Lewis (“Plaintiff”) filed this product liability
26 action styled *Lorraine Lewis v. Whirlpool Corporation*, Case No. 22-2-08650-5 SEA, in the

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1 Superior Court of King County, Washington.

2 2. On July 7, 2022, Plaintiff served their Summons and Petition on Whirlpool. *See*
3 Summons and Petition, collectively attached hereto as **Exhibit A**.

4 3. This Court has jurisdiction over this case pursuant to 28 U.S.C. § 1332(a) on the
5 basis of diversity of citizenship and amount in controversy.

6 4. This case is removable pursuant to 28 U.S.C. § 1441(b).

7 5. Pursuant to 28 U.S.C. § 1446(a), Whirlpool has attached to this notice “a
8 copy of all process, pleadings, and orders served upon” it. *See* **Exhibit A**.

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10 **DIVERSITY OF CITIZENSHIP**

11 6. Plaintiff Lorraine Lewis is a citizen of the state of Washington. *See* Plaintiff’s
12 Complaint ¶ 1.

13 7. Defendant Whirlpool Corporation is a Delaware corporation with its principal
14 place of business in Michigan. Thus, Whirlpool is a citizen of the states of Delaware and
15 Michigan.

16 8. Whirlpool, the only party in interest served as a defendant, is not a citizen of the
17 state of Washington. Therefore, complete diversity exists between all the parties.

18
19 **AMOUNT IN CONTROVERSY**

20 9. The amount in controversy in this case exceeds \$75,000 exclusive of interest
21 and costs.

22 10. Plaintiff alleges personal injury from a fire she alleges was caused by a
23 Whirlpool stove.

24 11. During information discussions between the parties, outside of the
25
26

1 Complaint, the Plaintiff has made a demand alleging \$100,000.00 in damages.

2 12. Accordingly, the amount in controversy requirement has been met to establish
3 subject matter jurisdiction based on diversity.

4 **OTHER REQUIREMENTS FOR REMOVAL**

5 13. Whirlpool was served with the Petition on July 7, 2022. Thus, this Notice of
6 Removal is being timely filed within the thirty (30) days of service of initial pleadings
7 pursuant to 28 U.S.C. § 1446(b).

8 14. Venue is proper in this Court pursuant to 28 U.S.C. § 1441(a) and 1446(a)
9 because the U.S. District Court for the Western District of Washington, is the federal
10 judicial district embracing the Superior Court of King County, Washington, where the state
11 court action was originally filed.

12 15. Written notice of the filing of the Notice of Removal will be served on
13 Plaintiffs' counsel and filed with the Superior Court of King County, Washington, pursuant to
14 28 U.S.C. § 1446(d). A copy of the Notice of Filing of Notice of Removal to the United
15 States District Court is attached hereto as **Exhibit C**.

16 16. As of the date of this filing, there are no pending motions in this matter.

17 **CONCLUSION**

18 WHEREFORE, Defendant Whirlpool Corporation requests that the above-entitled matter
19 currently pending in the Superior Court of King County, Washington, be removed to the United
20 States District Court for the Western District of Washington.

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1 DATED this 27th day of July 2022.

2 DBS | LAW

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4 By /s/ Daniel J. Bugbee
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CERTIFICATE OF SERVICE

The undersigned hereby certifies that on the 27th day of July, 2022, a true and correct copy of the foregoing was served upon all counsel through the Court's CM/ECF system.

/s/ Daniel J. Bugbee
Daniel J. Bugbee, WSBA #42412

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